

RAILWAYS HAVE TO PAY REBATES

Pabst Brewing Company in Position to Dictate Terms.

COMPLAINT FILED IN COURT

DEFENDANTS GIVEN 20 DAYS IN WHICH TO ANSWER.

Milwaukee, Wis., Nov. 12.—United States District Attorney H. K. Latta filed today a complaint in the United States circuit court against the Milwaukee Refrigerator Transit company, Peter Marquette railway company, Missouri, Kansas & Texas railway company, Chicago, Rock Island & Pacific Railroad company, St. Louis & San Francisco Railroad company, Wisconsin Central Railroad company, Chicago & Alton Railroad company, Erie Railroad company and the Pabst Brewing company, charging the various companies with violating the Elkins law prohibiting rebates, discriminations and concessions.

Charges in Complaint.

The complaint says the Milwaukee Refrigerator Transit company is a Wisconsin corporation organized among other things for the purpose of acquiring and operating refrigerator cars for the carriage of freight on the lines operated by the defendant railroad companies named and other railroad companies throughout the United States; that said Milwaukee Refrigerator Transit company was conceived and organized and its business has been and is being co-operated and carried on as a device for the purpose and with the intent of exacting, soliciting and receiving from the said defendant railroad companies by way of rebates, commissions and discriminations a large proportion of the moneys received by the said defendant railroad companies for the transportation of freight for the purposes and with the intent to evade and violate the Elkins act.

Large Sums Paid.

The complaint further charges that large sums of money under the name and guise of "commissions," to wit, from 10 to 12 1/2 per cent of all moneys paid the said defendant railroad companies as freight rates is paid to said defendant company.

The complaint avers that upon organization of the Milwaukee Refrigerator Transit company, Gustav G. Pabst and Frederick Pabst, as the executive and controlling officers of the Pabst Brewing company, made a written contract with themselves as the executive and controlling officers of the Milwaukee Refrigerator Transit company whereby they said Pabst Brothers have bound themselves for a term of years, which has not expired, to give to the Milwaukee Refrigerator company the shipment and exclusive control of the shipment of all their products and all the freight of the Pabst Brewing company.

Exacted by Threats.

The complaint also alleges that "all the rebates, concessions and discriminations herein charged have been and are being exacted from the above named railroad companies by force of threats of the said Pabst and said Milwaukee Refrigerator Transit company to divert the said freight from said companies' lines, unless said rebates and concessions are granted."

The court is asked to issue several subpoenas in chambers to the different companies, and an order of threats to induce Judge Seaman to take up the matter summarily.

Judge Seaman granted an order directed to the defendants ordering them to file their answer to the complaints within the next twenty days.

A GUARANTEED CURE FOR PILES

Itching, Blind, Bleeding or Protruding Piles. Your doctor will refund money if PAZO OINTMENT fails to cure you in six to fourteen days. 50c.

WOMAN MURDERED BY OKLAHOMA BURGLAR

Oklahoma City, Okla., Nov. 12.—At an early hour this morning a robber, while attempting to burglarize the depot at Binger, a small railway station twenty miles north of Anadarko, shot and killed Mrs. Steadman, the wife of the station agent. Mr. and Mrs. Steadman have rooms in the depot and Mrs. Steadman was awakened by the robber, and when she called her husband the robber fired, the burglar escaped, going north. Officers and a posse are in pursuit.

LONG "HIKE" AHEAD.

Junction City, Kansas, Nov. 12.—The Sixth battery of field artillery, which has been stationed at Fort Riley, near here, since the Spanish-American war ended, started today on a long and hard march to Fort Sam Houston, Texas.

A rich man uses two-day. Hadie in the very midst of life, and he left his family \$10,000,000.

The doctor showed that death resulted from typhoid fever. The doctor himself said: "That man was a splendid constitution. I knew him through his stomach had been sound. But he ruined himself by eating rich food, and by neglect of his stomach. The restoration of the stomach to sound health, begins with the first dose of Dr. Pierce's Golden Medical Discovery. The cure progresses until the functions of the stomach are in healthy operation. Then the nerves are quiet and strong, the appetite healthy, the sleep restful, the eye bright, the complexion clear."

"Please accept my thanks for the benefit which my child received from your medicine," writes Mrs. W. A. Jones of Mo. "He had been troubled for nearly a year with liver complaint, indigestion and constipation. I gave your 'Golden Medical Discovery' and 'Pleasant Pellets,' and they did him great good. I feel the 'Discovery' about eight months, and several of the 'Pellets.' He seems to be perfectly well now."

If you want a cure accept no substitute for 'Golden Medical Discovery.'

These ORIGINAL Little Liver Pills, first put up by Dr. R. V. Pierce over 40 years ago, have been made imitated but never equalled. They are made of purely vegetable, concentrated and refined medicinal principles, extracted from native American roots and plants. They speedily relieve and cure food, indigestion, constipation, liver and bowels and their attendant distressful ailments. One or two a laxative three or four a cathartic.

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WILD COSSACKS CUT THEM DOWN

Crowds at Warsaw Nov. 2 Were Unarmed and Not Unruly.

TRAGEDY NOT NECESSARY

MOB COULD HAVE BEEN EASILY HANDLED.

St. Petersburg, Nov. 12.—The American embassy has received an interesting communication from the consul at Warsaw covering the events of the last ten days, and beginning with the tragedy at the town hall Nov. 2. He thinks that half a dozen American policemen could have dealt with the mob on that occasion, but a squadron of Cossacks with drawn sabers charged on the unarmed populace, cutting the people down without distinction of age or sex. The surgeons of the Holy Spirit hospital, subsequently telegraphing to Count Witte, said that among fifty-three persons treated at the hospital, for wounds, sixteen were children, several of them being under eight years of age.

Enormous Procession.

The demonstration of Nov. 5 consisted of a procession headed by clergy and aristocracy and numbering at least 20,000 persons, representing all parties favorable to the reforms.

"To the American citizen," the consul said, "the magnitude of the demonstration to appreciate the fact that a country so far more to men who never before had been open, displayed the flag of their country."

On the following day Governor General Seaton issued a proclamation declaring that even the intelligent classes failed to appreciate the fact that a country so far more to men who never before had been open, displayed the flag of their country."

Meetings Forbidden.

On the following day the governor announced that further meetings were to be forbidden until tranquillity was restored. On Nov. 7 the national democratic party, which is organizing the movement for autonomy, held a large meeting and summoned all the parties to join in the struggle for a separate parliament and a separate constitution for Poland based on universal suffrage. The American consul at Warsaw advised that the Jewish population of that city are greatly frightened and have obtained large quantities of arms with which to resist. While there is mutual prejudice among the Jews and Christians there is no evidence, the consul points out, of mutual hatred, though the Jews are being persecuted and are obliged to contribute largely to the funds of the various parties. The tradesmen of Warsaw generally are favorable to the resumption of business which is completely paralyzed, and favor giving the government an opportunity to demonstrate its good faith. Already the scarcity of food is being felt. Only the coarsest kind of bread is baked, and this is secured with difficulty even at high prices.

INCLUDED IN THE AMNESTY.

Vera Zassulich, Noted Russian Nihilist, Returns to St. Petersburg From Exile.

St. Petersburg, Nov. 12.—As their next step the social democrats have decided to attempt the enforcement of an eight-hour day in all the factories of St. Petersburg. The workers in a number of big factories have already resolved to work only eight hours for their present pay, and to cease work entirely if the employers attempt to enforce the old scale.

Among the socialist leaders is Vera Zassulich, who, taking advantage of the proclamation of amnesty, has returned to Russia.

Vera Zassulich, who was expelled from Russia, has for many years been one of a group of leaders who from Geneva and other capitals have been directing the socialist propaganda in Russia, and who, it is said, brought about the present crisis there. She once attempted the life of the much-dead General Trotsky, father of the present general, and was the first woman revolutionist who ever shot at an officer in Russia. She made it the motto of her followers that "if ever Russia is to be freed it must be through the labor movement."

25 per cent discount on ladies' skirts

CUTLER BROS. CO., 35 Main Street. Drygoods, wholesale and retail.

COUNT WITTE'S CABINET.

Second Session of the New Russian Council of Ministers.

St. Petersburg, Nov. 12.—The second session of Count Witte's cabinet was held this afternoon. One of the matters under consideration was the project for placing the council of the empire, the upper house of the national assembly, to a certain extent on an elective basis, which Count Witte insisted upon before accepting the presidency, and which was one of the principal causes of the long delay in issuing the imperial manifesto of Oct. 30. The project, as elaborated, provides for the representation of landowners, orthodox, non-orthodox, and non-Christian clergy, and bourgeois committees. Ten representatives each are to be chosen for the orthodox and the non-orthodox clergy and six by the bourgeois committees. The number to be chosen by the non-Christian clergy has not yet been decided.

Thus about one-quarter of the membership of the council of the empire, which hitherto has been entirely appointed, will be chosen on an elective basis. The orthodox clergy will be named by the holy synod.

MINING CONGRESS.

President Richards and Other Officials Arrive at El Paso.

El Paso, Tex., Nov. 12.—President Richards and several leading officials of the American Mining congress arrived today for the opening session of the congress Tuesday morning. The president looks for a big convention. He says the establishment of the congress on a business basis and the discussion of the advisability of the establishment of a department of mines will be the leading matters taken up by the present convention.

President Richards believes that the convention should not expect the cities at which it meets to supply the money to run the congress during the year any longer. This is what he means by putting the congress on a business basis.

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COURT PARES VERDICT

Judge Ritchie Reduces Amount of Damages for C. A. Brown From \$22,500 to \$6,000.

Judge Ritchie yesterday announced that he had reduced the amount of damages from \$22,500 to \$6,000 in the case of Charles A. Brown against the Union Pacific.

The jury in the case brought in a verdict for \$22,500 last week, which was set aside at once by the court, who, after hearing arguments in the matter, said he would fix what he believed to be a just amount in which to move for a new trial. It is possible that the plaintiff will ask for a new trial, as the court's reduction of the damages amounts to almost 75 per cent of the judgment. Brown was a locomotive engineer in the employ of the railroad and lost the use of an arm as a result of a collision.

ASKS LARGE SUM.

Miner Caught in Cave-in Wants \$20,000 Damages.

Dominick Berrato has filed suit for \$20,000 against the Buckhorn Consolidated Mining & Milling Co. for personal injuries alleged to have been sustained in the company's mine, Nov. 5, 1904. Berrato alleges that as a result of a cave-in, his neck was broken and he was so injured otherwise that he is unfit to do manual labor. He further alleges that, although his assessments for the hospital fund were regularly deducted from his wages, the company failed to give him proper care and medical attention.

THREE ARE SENTENCED.

Minor Criminals Given Terms at State Penitentiary.

Ray Dagshaw, accused of embezzlement for stealing a horse at Murray, was sentenced to three years in the penitentiary. C. E. Leonard, charged with a statutory offense, was sentenced to two years in the penitentiary, and John B. Masters, charged with burglary in the first degree, received three years.

Court Notes.

The involuntary bankruptcy case of W. J. Jolley was taken up yesterday in the federal court.

Thomas A. Mitchell of Vernal sent in his resignation yesterday as United States Commissioner.

William Nelson, who owns land in the same locality, also filed a suit against the company. He demands \$25,000.

The trial of Jerry Nucle, charged with the murder of Louis Perme, July 5, 1904, at Bingham Junction, begins in Judge Armstrong's court today.

Samuel, and ten other Russells, yesterday filed suit against Thomas M. and John W. Mumford to quiet title to lot 7, block 6, five-acre plat A, Big Field survey.

John Leske figures that the Union Pacific Coal Co. owes him \$1,500 for injuries received during an explosion in the company's mine, Oct. 1, 1904, and has filed suit for that amount.

The grand jury was impaneled yesterday in the federal court, and Hugh Anderson of Salt Lake was sworn in as foreman. Testimony in the federal cases will commence today.

Neil Anderson is suing the Bingham Copper & Gold Mining Co. for \$2,185.25, alleging that his property and crop in section 36, township 2 south, range 1 west, were damaged to that amount by the company's operations.

The case of Robert E. Cleary against the Newhouse Mines and Milling company was transferred yesterday from the Fifth district court of Beaver to the federal court. The plaintiff asks for \$20,000 for injuries received while in the employment of the defendant.

The case of John Mackay against the Utah Copper & Gold Mining Co. was transferred yesterday from the Third district court to the federal court. The plaintiff asks for \$99,472.82 for compensatory damages and \$50,000 for punitive damages and costs.

W. S. McCormick & Co. yesterday filed suit against the Mercer Gold Dust Mining Co. for \$2,214, chosen as attorney's fees. Of the amount, \$2,214 is claimed on a note dated June 12, 1900, and the balance is alleged to be for money advanced and paid for compensatory damages and costs.

In her divorce complaint, Mrs. Clara Raymond charged the defendant with cruelty on the part of her husband, Wm. L. Raymond, that he dragged her across a road, Aug. 3, 1905, and that he threatened to kill her with a knife. The complaint was filed in the federal court at Salt Lake, Nov. 12, 1905.

All first class restaurants and homes have Vienna bakery bread.

ALL FOR CHARITY.

Receipts of Recent Ball Will Total About \$2,500.

The Hospital Aid society held a meeting yesterday morning at the Y. M. C. A. rooms to report on the ball. The ticket committee reported actual returns on tickets \$1,721, when all tickets are reported, will be raised to \$1,750. The expenses are light and the total net proceeds, including donations and tickets, will reach well over \$2,500. This sum will be placed at once in the hands of the executive board of St. Mark's hospital, to be used in the care of the indigent sick.

The women of St. Mark's hospital association desire to bestow appreciation thanks upon the state authorities for the use of the army, upon the Commercial club, upon the press, and upon every man, woman and child who assisted in the work of the Charity ball.

To name all would require a small directory, as in its long history it has been the work of many hands. The work is so encouragingly begun.

PHOTOGRAPHS.

See Newcomb's Special \$1.50 dozen.

ARE "RAISING" BILLS.

Clever Crooks Convert \$2 Notes Into the \$10 Kind.

Be careful about taking any \$10 bill. A picture of George Washington, the image of the Father of His Country, adorns \$2 bills only, but clever crooks have been converting \$2 bills into \$10 bills just five times as valuable. A number have been circulated in Denver and Salt Lake and are warned to examine their currency.

For the Children

To succeed these days you must have plenty of grit, courage, strength. How is it with the children? Are they thin, pale, delicate? Do not forget Ayer's Sarsaparilla. You know it makes the blood pure and rich, and builds up the general health. Sold for 60 years.

We have no secrets! We publish J. C. Ayer Co., the formulary of all our medicines. Lowell, Mass.

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CHICAGO RAILROADS SNBBE AGAIN

Ordinance Relating to Municipal Ownership Sent to City Council and Buried by the Statesmen of the Windy City.

CHICAGO, Nov. 12.—Another ordinance providing for steps to secure municipal ownership of the street railways in Chicago was submitted to the city council tonight by Mayor Duane.

The ordinance was accompanied by a message to the aldermen which gave three ways in which Mayor Duane asserts he will be able to bring about municipal ownership. The first plan is by reaching an agreement with the traction companies by which their property would be transferred to the city at a price decided upon by arbiters. The second is by condemnation of the property of the street railway companies under the provisions of the Muller act. The third method is the one which the mayor has already presented as an alternative to his contract plan. It is for the construction of municipal street railway lines which will parallel the lines of the existing companies. The ordinance which accompanied the message from the mayor asked that authority be given to place on the ballots at the spring election the question whether the city shall issue Mueller bill certificates to the amount of \$75,000,000. This sum, it is declared by the mayor, is needed for the reconstruction of the lines and for the purchase of the unexpired franchise rights of the existing companies. The message and the ordinance were referred to the committee on local transportation, the same fate as that which met the other propositions submitted to the council by the mayor in regard to the municipalization of the Chicago street railways.

Another ordinance submitted by Mayor Duane was one for the regulation of gas and electric light rates. This ordinance, which provides for 75 cents per cubic foot of gas, was referred to the committee on gas, oil and electric lights.

FUNDS ARE COMING IN

Jewish Relief Committee Reports That First Day's Efforts Meet With Hearty Response.

By the week-end Salt Lake can add her message of cheer to those which have already come from cities where relief work for the persecuted Russian Jews has been undertaken. Of this Rabbi C. J. Freund and the members of the local relief committee are convinced, their first efforts at raising funds yesterday having met with hearty response from men of all creeds.

Chairman Solon Spiro and Samuel A. Weitz were the active workers yesterday and called for subscriptions from business men, and the ladies of the city. Chairman Spiro said last night that the efforts of the Jewish people of this city were meeting with success. While he preferred to give out no figure at this time, he said the response was hearty and all that could be desired. The difficulty of the Jewish people of this city will continue their labors throughout the week.

A special meeting of the B. F. Peixoto lodge No. 42, Independent Order of B'nai B'rith, having bearing on the local relief movement, will be held this evening.

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AMUSEMENTS.

The Seebach Concert company gave an evening of melody at the Salt Lake theatre last night that should have been enjoyed by as many people as have been crowded into the auditorium. The attendance, however, was sparse, and this furnishing another indication of the comparative indifference of the city to musical entertainment. Mr. Seebach needed no introduction as a pianist to a local audience. He had been heard and appreciated here before, and in his dramatic recitations he was well sustained by his reputation. Mrs. Marie Lohman, the contralto, sang to great advantage several songs, especially fine. The violinists, Miss Carver and Mr. Seebach, were the only masters of that great instrument.

The Grand hotel another big audience last night, Nevada, being the attraction. The same play will be seen again tonight.

Charles J. Burkhardt, the illustrious Hebrew comedian, "The Jolly Grass Widows," entertained a big audience at the Lyric again last night.

JENSON IS ARRAIGNED.

Pleads Not Guilty to Charge of Embezzling Money From Safe.

W. C. Jensen, bookkeeper at McCoy's livery stable, who was arrested Friday night on the charge of embezzling \$600 from the safe in his native county, was arraigned before Judge C. B. Diehl and entered a plea of not guilty.

The complaint shows that the money was lost on the election and deposited there for safe keeping. Martin E. Mulvey was the owner of \$500; W. F. Snyder, \$25; Jacob T. Raleigh, \$100; and D. A. Keough, \$10.

The hearing was set for Friday morning before Judge C. B. Diehl and Jensen was released upon giving \$2,000 bonds.

\$100 Buys a Home in Sugar Ward. See Addison Cain's ad. under "real estate for sale."

Job White leaves tonight for Butte and Helena on business.

E. Oppor, a Danish newspaper man now in exile from his native country, leaves Salt Lake for Ogden today. From there he will go to Denver.

Modern Plumbing At moderate prices. George G. Doyle & Co., 211 State street. Phone 162.

MIKADO STARTS FOR TEMPLE TO WORSHIP

Tokio, Nov. 14, 11 a. m.—The mikado, who is to spend the remainder of his reign in the temple, started this morning for the 1st temple to worship the gods. The mikado's departure was a successful termination of the war and the restoration of peace.

The mikado is the deity for three imperial insignia—a mirror, a sword and a crystal scepter—representing respectively justice, power and virtue. He is one of the most important of the gods of the empire, and his departure was a successful termination of the war and the restoration of peace.

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